Attomey's Docket No. 043774/209425

PATENT

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Marie of the IN THE UNITED STATES PATENT AND TRADEMARK OF FICE

NUV 1 1 2005

In re:

Confirmation No.: 4908

2667

Appln. No.: 09/827,127

Group No.:

Rhonda Murphy

Filed:

Examiner: 04/05/2001

For:

SMOOTH CAPACITY EXPANSION METHOD AND SYSTEM FOR DATA COMMUNICATION PRODUCTS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1.	This is a petition for an extension of time for a total period of one month to respond		
_	Office Action dated July 11, 2005.	☑ other than a small entity.	
2.	Applicant is a small entity;		
3.	Calculation of extension fee (37 C.F.R. §	3 1.17(a)(1)-(a)(5)):	
	Total Months	Fee for Other Than	
	Requested	Small Entity	
	One month	\$120.00	

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

One month

A check in the amount of \$	is enclosed.
 A check in the annount of 3	12 011010300

Respectfully submitted,

Timothy J. Balts

Registration No. 51,429

Customer No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Charlotte Office (704) 444-1000 Fax Charlotte Office (704) 444-1111

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the U. S. Patent and Trademark Office at Fax No. (571) 273-

8300 on the date shown below.

November 11, 2005

11/15/2005 SFELEKE1 00000023 160605 09827127

02 FC:1251

120.00 DA

Charge Deposit Account No. 16-0605 for the extension fee of \$120.00. X

Charge Deposit Account No. 16-0605 for any fee deficiency. $|\mathbf{x}|$